



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

#9  
Letter  
2B  
3/28/03

APPLICANTS: Kuphal et al. CONFIRMATION NO.: 5847  
SERIAL NO.: 09/710,902 GROUP ART UNIT: 3673  
FILED: November 14, 2000 EXAMINER: Alexander Grosz  
TITLE: "UROLOGICAL PATIENT POSITIONING TABLE"

Assistant Commissioner for Patents,  
Washington, D.C.

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S I R:

In a Notice of Non-Compliant Amendment mailed March 3, 2003, the Amendment filed on December 9, 2002 was stated to be considered non-compliant because it did not include a clean version of the amended claims nor a marked-up version of the amended claims.

The Response filed December 9, 2002 is *not* an Amendment and the claims attached thereto are *not* amended claims, as explicitly stated in the Response. The claims which are attached to the Response that was filed on December 9, 2002 were claims being supplied as a courtesy to the Examiner, in response to a specific request from the Examiner, to submit a set of claims including reference numerals to indicate the various claim elements. Those claims are merely for use by the Examiner in the examination process, and are *not* amended claims.



No amendments to the claims have been made during prosecution, and therefore no clean version and no marked-up version are required.

Submitted by,

Steven H. Noll (Reg. 28,982)

SCHIFF, HARDIN & WAITE

**CUSTOMER NO. 26574**

Patent Department

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## SCHIFF HARDIN &amp; WAITE

PATENT DEPARTMENT

6600 SEARS TOWER

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CHICAGO, ILLINOIS 60606

CONFIRMATION NO.: 5847

Inventor application of: Kuphal et al.

SERIAL NO.: 09/710,902

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FILED: November 14, 2000

EXAMINER: Alexander Grosz

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**RESPONSE TO NOTICE OF NONCOMPLIANT AMENDMENT**

Assistant Commissioner for Patents

Washington D.C. 20231

SIR:

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	*	MINUS	**	X	( ) X 9.00 ( ) X 18.00	
INDEP. CLAIMS	*	MINUS		X	( ) X 40.00 ( ) X 84.00	
Application amended to contain any multiple dependent claims not previously paid for.				( ) YES ( ) NO	( ) \$140.00 ( ) \$280.00 ONE TIME	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

- ☐ Applicants petition the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated \_\_\_\_\_ for \_\_\_\_\_ months so that the period for response is extended to \_\_\_\_\_. A check in the amount of \$\_\_\_\_\_ is attached to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to deposit account No. 501519. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ is attached.
- ☐ A check for \$\_\_\_\_\_ accompanying IDS under 37 CFR 1.97(c) is attached
- ☐ A check for \$\_\_\_\_\_ and Petition for Consideration of IDS under 37 CFR 1.97(d) is attached.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 501519. A duplicate of this sheet is enclosed.
- When phoning re this application, please call (312) 258-5500.

SCHIFF HARDIN &amp; WAITE (Customer Number: 26574)

Patent Department

BY Steven H. Noll (28,982)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on March 17, 2003

Steven H. Noll

NAME OF APPLICANT'S ATTORNEY

Steven H. Noll

SIGNATURE

March 17, 2003

DATE

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